

REMARKS

The Office Action dated November 1, 2006 has been received and its contents carefully noted. In response thereto, applicants have amended some of the claims in an effort to place the application in condition for allowance. Reconsideration of the rejections of the claims is respectfully requested in view of the foregoing amendments and the following.

Allowable Subject Matter

Applicants acknowledge and appreciate the indication that claims 11-14 are allowed.

Claim Rejections - 35 U.S.C. §§ 112 and 103

Claim 31 has been rejected as being indefinite for the reasons indicated in the Office Action. Applicants have amended claim 31 to eliminate the term questioned by the Examiner. It is believed that any indefiniteness in the claim has been corrected so the rejection should be withdrawn.

Claim Rejections - 35 U.S.C. §§ 102 and 103

Turning now to the rejections under 35 U.S.C. §§ 102 and 103, claims 1-7, 17-18, 22 and 24-25 are rejected as being completely shown by Lahr (U.S. Pub. No. 2003/0132863). Claims 1-10, 15-17 and 26-31 have been rejected as being completely shown by Romeu et al. (U.S. Pub. No. 2004/0203526). Claims 19-21 and 23 have been rejected on the grounds of alleged obviousness by combining the Lahr publication with Kwon (U.S. Pub. No. 2004/0203513). In rejecting claim 25, the Examiner combines Lee et al. (U.S. Patent No. 6,785,562) with the Romeu et al. publication on the grounds of alleged obviousness. Applicants respectfully disagree with these allegations for the following cogent reasons.

To further emphasize the features of the present invention, applicants have amended claim 1, section (b) to add the limitations of claim 18 as follows:

-- (b) at least one functional element mounted for reciprocal movement on said base element between retracted and extended positions, said at least one functional element is a function keyboard; and --

and have amended claim 1, section (c) to add the limitations of claim 26 as follows:

-- (c) a cover element having upper and lower faces, said cover element mounted to said base element for relative movement thereto between closed and opened positions and ~~adapted to move~~ said cover element and said at least one functional element are interactively connected for moving said at least one functional element relative to said base element between the retracted and extended positions during relative movement of said cover element between the closed and opened positions. --

Claims 18 and 26 have been canceled. The dependency of claims 19, 22, 24, 27, 28 and 29 have been changed to claim 1.

The Lahr publication fails to show a mobile communication device having a base element, at least one functional element mounted for reciprocal movement on the base element between retracted and extended positions and a cover element mounted to the base element for relative movement thereto between closed and opened positions and the cover element and said at least one functional element being a function keyboard interactively connected for moving said at least one functional element relative to said base element between the retracted and extended positions during relative movement of the cover element between

the closed and opened positions as required by claim 1. The Lahr publication only shows at least one functional element mounted for reciprocal movement with the base element between retracted and extended positions without the relative movement therebetween. This publication also does not show the details of mechanical interaction of the cover element and the at least one functional element during relative movement of the cover element between the closed and opened positions which moves the at least one functional element between the retracted and extended positions as required by claims 8-10, 15-16 and 27-30.

Similarly, the Romeu et al. publication fails to show a mobile communication device having a base element, at least one functional element mounted for reciprocal movement on the base element between retracted and extended positions and a cover element mounted to the base element for relative movement thereto between closed and opened positions and the cover element and said at least one functional element being a function keyboard interactively connected for moving said at least one functional element relative to said base element between the retracted and extended positions during relative movement of the cover element between the closed and opened positions as required by claim 1. The Romeu et al. publication only shows an antenna as the moveable element.

The addition of bits and pieces of the Kwon publication into the Lahr publication and the Lee et al. patent into the Romeu et al. publication fails to correct the above noted basic deficiencies in the Lahr and Romeu et al. publications.

In summation, the claims are believed to be clearly distinguishable over the cited references as all the claims recite features which are not found in the cited references. In alleging obviousness, the Examiner uses hindsight reconstruction of applicants' invention based on their own disclosure. The proposed modification of the references still falls far short of applicants' unique invention.

#### Conclusion

In view of the foregoing amendments and remarks, it is respectfully submitted that all the claims are novel and unobvious and an indication of allowability is earnestly solicited. The Examiner is invited to call applicants' attorney if any questions remain following review of this response.

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Respectfully submitted,

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